

UNITED STATES
DISTRICT COURT OFFICE

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

CRIMINAL #04-10288-RWZ

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UNITED STATES

v.

JOSEPH ALLEN

**DEFENDANT'S MOTION TO EXTEND TIME FOR
FILING DISCOVERY MOTIONS**

Joseph Allen, the defendant in the above-captioned criminal case, hereby moves this Court to extend the time for filing discovery motions until March 18, 2005. As grounds therefore, defendant avers as follows:

1. On January 31, 2005, the Court (Swartwood, M.J.) ordered the government to respond to the defendant's discovery letter by February 11, 2005. The Court set March 4, 2005 as the deadline for the filing of discovery motions.
2. The government's response to the defendant's discovery letter, dated February 22, 2005, was received by undersigned counsel on or about February 23, 2005.
3. On or about February 28, 2005, undersigned counsel telephoned the prosecutor in order to confer with him, as required by Local Rule 116.3(F). The prosecutor's voicemail message indicated that he was out of the office until March 7, 2005. Accordingly, that required conference has not yet occurred.

4. Under the circumstances, it is reasonable and in the interests of justice that the deadline for the filing of discovery motions be extended from March 4, 2005 until March 18, 2005.

Respectfully submitted,
JOSEPH ALLEN
By his attorney,



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CERTIFICATE OF SERVICE

I hereby certify that on March 4, 2005 I served the foregoing document upon the parties by mailing a copy thereof, US mail, postage prepaid, to:

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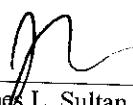
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